

HONORABLE JAMAL N. WHITEHEAD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GEOFFREY GRAY, et al.,

Plaintiff,

v.

WASHINGTON STATE DEPARTMENT  
OF TRANSPORTATION, et al.,

Defendants.

No. 2:25-cv-01345-JNW

**UNOPPOSED MOTION AND  
[PROPOSED] ORDER TO  
EXTEND DEFENDANTS'  
DEADLINE TO RESPOND TO  
FIRST AMENDED COMPLAINT**

NOTE ON MOTION CALENDAR:  
July 18, 2025

Pursuant to Civil Local Rules 7(d)(1) and 10(g), and the Court's Civil Chambers Procedures, Defendants Washington State Department of Transportation ("WSDOT"), Amy M. Scarton, and Kimberly Monroe Flag (together, "Defendants") respectfully request the Court extend Defendants' deadline to respond to the First Amended Complaint ("FAC") approximately four weeks until August 22. In support of the foregoing request for relief, Defendants state as follows:

1. On December 18, 2024, Plaintiffs filed this action in the Superior Court of the State of Washington for King County, alleging five causes of action under state law. *See* Dkt. 1-2 (Complaint).

UNOPPOSED MOTION TO EXTEND DEFENDANTS'  
DEADLINE TO RESPOND TO FIRST AMENDED  
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1           2.     On June 27, 2025, Plaintiffs amended their complaint, adding one additional  
2 defendant, three new causes of action including one federal claim pursuant to 42 U.S.C. § 1983,  
3 and over 148 additional pages of allegations. *See* Dkt. 1-3 (FAC).

4           3.     Defendants timely removed the case to this Court on July 17, 2025. *See* Dkt. 1.

5           4.     Defendants' current deadline to respond to the FAC is July 24, 2025. *See* Fed. R.  
6 Civ. Pro. 81(c)(2)(C).

7           5.     On July 14, 2024, counsel for the parties met and conferred as to the requested  
8 relief, and Plaintiffs' counsel advised that Plaintiffs do not oppose the relief requested by  
9 Defendants.

10          6.     Counsel for Defendants have reviewed the Court's Civil Chambers Procedures,  
11 including Rule 5.3 addressing agreed extensions of the deadline to answer or otherwise respond to  
12 a complaint. Plaintiffs' counsel stated they would not oppose the instant Motion but did not agree  
13 or stipulate to the extension, necessitating the filing of this Motion.

14          7.     Accordingly, good cause exists for the requested relief, given Plaintiffs' non-  
15 opposition, and the fact that the requested relief is reasonable and proportionate to the nature and  
16 length of the new allegations in the FAC. Defendants therefore respectfully request the Court  
17 extend their deadline to respond to the FAC to August 22, 2025.

18          8.     Defendants have not sought any prior extension of time and the proposed extension  
19 will not impact any previously scheduled dates in this matter.

DATED this 18th day of July, 2025.

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s/ Elle. F. Chapman

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UNOPPOSED MOTION TO EXTEND DEFENDANTS'  
DEADLINE TO RESPOND TO FIRST AMENDED  
COMPLAINT - 3  
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**[PROPOSED] ORDER**

IT IS SO ORDERED.

Dated this \_\_\_\_ day of July, 2025.

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HONORABLE JAMAL N. WHITEHEAD  
UNITED STATES DISTRICT JUDGE

Presented by:

By:

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s/ Ellie F. Chapman

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[PROPOSED] ORDER GRANTING MOTION TO EXTEND  
DEFENDANTS' DEADLINE TO RESPOND TO FIRST  
AMENDED COMPLAINT  
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